

3032.006

3032.006 Reduction or suspension of contract payments upon finding of fraud.

3032.006-2 Definition.

The CPO is the DHS remedy coordination official (RCO).

3032.006-3 Responsibilities.

(a) The CPO is authorized to establish specific procedures.

(b) Reports shall be made through the HCA to the CPO.

Subpart 3032.11—Electronic Funds Transfer

3032.1110 Solicitation provision and contract clauses.

(a)(1) Contracting officer shall insert FAR 48 CFR 52.232–33, Payment by Electronic Funds Transfer—Central Contractor Registration, in all proposed solicitations and contracts.

PART 3033—PROTESTS, DISPUTES, AND APPEALS

Subpart 3033.1—Protests

Sec.

3033.102 General.

3033.102–90 Protests on classified solicitations (OSA).

Subpart 3033.2—Disputes and Appeals

3033.201 Definitions.

3033.211 Contracting officer's decision.

3033.214 Alternative disputes resolution (ADR).

AUTHORITY: 5 U.S.C. 301–302, 41 U.S.C. 1707, 41 U.S.C. 1702, 48 CFR part 1, subpart 1.3, and DHS Delegation Number 0702.

SOURCE: 68 FR 67871, Dec. 4, 2003, unless otherwise note.

Subpart 3033.1—Protests

SOURCE: 77 FR 50635, Aug. 22, 2012, unless otherwise noted.

3033.102 General.

3033.102–90 Protests on classified solicitations (OSA).

To ensure that classified information is protected and appropriate security measures are coordinated as required, protests involving classified solicita-

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tions issued by the Office of Selective Acquisitions (OSA) shall be submitted directly to the contracting officer for further transmission to the GAO, the United States Court of Federal Claims, or for internal resolution in the case of agency protests. Specific instructions will be provided in Section L of the solicitation.

Subpart 3033.2—Disputes and Appeals

3033.201 Definitions.

Agency Board of Contract Appeals means the Civilian Board of Contract Appeals (CBCA).

[72 FR 1297, Jan. 11, 2007]

3033.211 Contracting Officer's decision.

For DHS contracts, the Board of Contract Appeals (BCA) noted in (FAR) 33.211 is the Civilian Board of Contract Appeals (CBCA) 1800 F Street, NW., Washington, DC 20405.

[72 FR 1297, Jan. 11, 2006]

3033.214 Alternative dispute resolution (ADR).

(c) The Administrative Dispute Resolution Act (ADRA) of 1996, as amended, 5 U.S.C. 571, et seq., authorizes and encourages agencies to use mediation, conciliation, arbitration, and other techniques for the prompt and informal resolution of disputes, and for other purposes. CBCA guidance on ADR may be obtained at [http://www.gsbca.gsa.gov/CBCA-17712-v1-](http://www.gsbca.gsa.gov/CBCA-17712-v1-CBCA_ADR_INFORMATION.pdf)

CBCA_ADR_INFORMATION.pdf or from the CBCA upon request. ADR procedures may be used—

(1) When there is mutual consent by the parties to participate in the ADR process (with consent being obtained either before or after an issue in controversy has arisen);

(2) Prior to the submission of a claim; and

(3) In resolution of a formal claim.

[68 FR 67871, Dec. 4, 2003, as amended at 71 FR 25771, May 2, 2006; 72 FR 1297, Jan. 11, 2007]